

from the proceeds of such benefit assessments or charges, or any combination thereof, as the mayor and council may impose and collect during the life of the bonds, power and authority so to do being hereby specifically granted where appropriate to the public purpose for which the bonds may be issued. In any event, the mayor and council shall, if and to the extent necessary, annually levy upon all property subject to taxation within the corporate limits of Brunswick ad valorem taxes sufficient to provide for the payment of the maturing principal of and interest on any such bonds or notes, without limitation as to rate or amount notwithstanding any limitation contained in this Charter or in any other law, and the issuance and sale of any such bonds or notes shall constitute a covenant to that effect.

- (c) In order to carry out the meaning and intent of this section, the mayor and council are empowered to do all things and to take any action, by ordinance or otherwise, deemed necessary for the regulation, efficient operation and maintenance of any work, plant or system of public improvement, or any part thereof, financed pursuant to the authority of this section.
- (d) The authority and powers contained in this section shall be supplementary to existing law and such authority or powers or any of them may be exercised by the mayor and council of Brunswick notwithstanding any other provision or limitation of law. (2-11-69.)

## **Article II. Elections.**

### **Section 16-10. Registration of voters—Required.**

Registration shall be essential to the right to vote at any election held under the provisions of this article or under the provisions of any Act of the General Assembly of the state, submitting any proposition or question to the decision of the voters of the City of Brunswick. The registration heretofore made in the year 1941, together with such additions, changes and alterations as may have been made in accordance with the law in force at the time of such registration and together with such additions, changes, and alterations as are hereafter lawfully made, shall constitute such registration. (Code 1930, art. 11, § 34; 1943, ch. 740, § 1; Char. Res. 1976-1, 3-3-76; Char. Res. 6-90, 4-4-90.)

### **Section 16-11. Same—Procedure.**

Registration with the Board of Supervisors of Elections, Frederick County, Maryland, by a voter who resides in the City of Brunswick, shall be deemed registration for elections in the City of Brunswick. An individual who wishes to register to vote shall register with the Board of Supervisors of Elections of Frederick County. (Code 1930, art. 11, § 34; 1943, ch. 740, § 1; 5-10-56, § 1; Char. Res. 5-8-73; Char. Res. 2-12-74; Char. Res. 6-90, 4-4-90.)

#### Section 16-12.

(Repealed.) (Code 1930, art. 11, § 34; 1943, ch. 740, § 1; Char. Res. 2-12-74; Char. Res. 6-90, 4-4-90.)

#### Section 16-13. Qualifications of voters.

Individuals who reside within the corporate limits of the City of Brunswick shall be qualified to vote at any municipal election if they are qualified to vote and are registered as qualified voters pursuant to the laws of the State of Maryland. (1943, ch. 740, § 1; Char. Res. 4-11-72; Char. Res. 6-90, 4-4-90.)

#### Section 16-14. Nominations of candidates.

(Repealed.) (Code 1930, art. 11, § 34; 1943, ch. 740, § 1; Char. Res. 7-11-72; Char. Res. 12-11-73; Char. Res. 2-93, 7-14-93.) (Rev. 9/93) (**Char. Res. 06-06, 5-9-06.**)

#### Section 16-15. How conducted generally.

- (a) On the first Tuesday in August in the year 1956 there shall be selected by the qualified voters of the City of Brunswick a mayor who shall have certain qualifications as hereinafter prescribed, and who shall hold office for a term of four years or until his successor is duly elected and qualified.
- (b) There shall also be selected on the first Tuesday in August in the year 1956 and on the first Tuesday in August every four years thereafter, by the qualified voters of the City of Brunswick three council members who shall have certain qualifications as hereinafter prescribed, and who shall hold office for a term of four years, or until their successors are duly elected and qualified.
- (c) There shall also be selected on the first Tuesday in August in the year 1958 and on the first Tuesday in August every four years thereafter, by the qualified voters of the City of Brunswick, three council members who shall have certain qualifications as hereinafter prescribed, and who shall hold office for a term of four years, or until their successors are duly elected and qualified.
- (d) Candidates for the above named offices are nominated by petition for the general election.
- (e) The City of Brunswick does not conduct Primary Elections.
- (f) The council may by ordinance provide for other details not herein enumerated. In every election, whether such election be the regular election or any special election, the polls shall be opened at eight o'clock A.M. and closed at eight o'clock P.M.
- (g) The use of voting machines is hereby authorized for all regular and special municipal elections in the City.

(Code 1930, art. 11, § 34; 1943, ch. 740, § 1; 5-10-56, § 1; 4-11-61, § 1; 8-9-66, § 1; Char. Res. 2-12-74; Res. 12-13-77; Char. Res. 2-93, 7-14-93.) (Rev. 9/93) (**Char. Res. 06-06, 5-9-06.**)

Section 16-16. Clerks and judges of election.

(Repealed.) (Code 1930, art. 11, § 34; 1943, ch. 740, § 1; Char. Res. 2-12-74.) (**Char. Res. 06-06, 5-9-06.**) *Covered by Ordinance*

Section 16-17. Election returns; filing of certificates.

(Repealed.) (Code 1930, art. 11 § 34; 1943, ch. 740, § 1; Char. Res. 2-12-74; Char. Res. 2-93, 7-14-93.) (Rev. 9/93) (**Char. Res. 06-06, 5-9-06.**) *Covered by Ordinance*

Section 16-18. Bribing, etc., of voters prohibited.

(Repealed.) (Code 1930, art. 11, § 34; 1943, ch. 740, § 1.) (**Char. Res. 06-06, 5-9-06.**) *Covered by Ordinance*

Section 16-19. Appeals of election results.

The city council shall receive all election returns and determine all questions arising thereon. Any person conceiving himself aggrieved by the reason of such decision may appeal to the circuit court for the county, which shall hear and determine the same and determine who shall pay the costs of appeal. In case of a tie vote in any election for mayor, members of the council or any proposition or question submitted to the voters, another election shall be held within twenty days thereafter pursuant to the provisions of this Charter in regard to elections. In case of a vacancy of the office of mayor or council member by death, resignation, disqualification or removal from the city, the council shall, within twenty days thereafter, order a special election to be held within 120 days, unless a general election falls within this 120 day time frame to fill such vacancy. (Code 1930, art. 11, § 36; 1943, ch. 740, § 1; Char. Res. 2-93, 7-14-93.) (**Rev. 9/93**)

Section 16-20. Recall of elective officers—Generally.

The holder of any elective office in the City of Brunswick may be removed at any time after the date of his election by the electors qualified to vote for a successor of such incumbent. The procedure to the removal of an incumbent of an elective office shall be as follows:

In case of the mayor, a petition signed by electors entitled to vote for a successor to the incumbent mayor sought to be removed equal in number to at least twenty-five percent of the entire vote for all candidates for the office of mayor cast at the last preceding general municipal election, and, in case of a councilmember, a petition signed by electors entitled to vote for a successor to the incumbent councilmember sought to be removed equal in number to at least twenty-five percent of the total voters casting ballots for one or more councilmembers at the last preceding general municipal election, demanding an election of a successor of the person sought to be removed, shall be filed with the city administrator, which petition shall contain a general statement of the grounds for which the removal is sought. The signatures to the petition need not all be appended to one paper, but each signer shall make oath before an officer competent to administer oaths that the statements therein made are true as he believes and that each signature

to the paper appended is a genuine signature of the person whose name it purports to be. Within ten days from the date of filing such petition, the city administrator shall examine and from the voters registered ascertain whether or not the petition is signed by the requisite number of qualified electors. If necessary, the mayor and council shall allow him extra help for that purpose. He shall attach to such petition his certificate showing the result of such examination. If by the city administrator's certificate the petition is shown to be insufficient, it may be amended within ten days from the date of such certificate. The city administrator shall, within ten days after such amendment, make like examination of the amended petition. If his certificate shall show the same to be insufficient, it shall be returned to the person filing the same, without prejudice however, to the filing of a new petition to the same effect. If the petition shall be deemed to be sufficient, the city administrator shall submit the same to the mayor and council without delay. If the petition shall be found to be sufficient, the mayor and council shall order and fix a date for holding the election, not less than thirty days or more than forty days from the date of the city administrator's certificate to the mayor and council that a sufficient petition is filed. The mayor and council shall make or cause to be made publication of notice and all arrangements for holding such election. The same shall be conducted, returned and the result thereof declared, in all respects as are other city elections. So far as applicable, except as otherwise provided in this Charter, nominations under this section shall be made as provided under section 16-14 by filing with the city clerk at least ten days prior to such special election, a statement of candidacy, accompanied by a petition signed by electors entitled to vote at such special election equal in number to at least ten percent of the entire vote for all candidates for the office of mayor at the last preceding general municipal election. The ballot to be used at such special election shall be as far as practicable in the same general form as the ballot to be used at a general election. (Code 1930, art. 11, § 42; 1943, ch. 740, § 1; Char. Res. 2-93, 7-14-93.) **(Rev. 9/93)**

Section 16-21. Same—Successor to serve unexpired term; incumbent eligible as candidate.

The successor of any officer removed by recall shall hold office during the unexpired term of his predecessor. Any person sought to be removed may be a candidate to succeed himself, and, unless he requests otherwise in writing, the city clerk shall place his name on the official ballot without nomination. In any such removal election, the candidate receiving the highest number of votes shall be declared elected. At such election, if some other person than the incumbent receives the highest number of votes, the incumbent shall thereupon be deemed removed from the office upon qualification of his successor. In case the party who receives the highest number of votes should fail to qualify within ten days after receiving notification of election, the office shall be deemed vacant. If the incumbent receives the highest number of votes, he shall continue in office. The method of removal shall be cumulative and additional to the methods heretofore provided by law. (Code 1930, art. 11, § 42; 1943, ch. 740, § 1.)

**Article III. Mayor.**

Section 16-22. Election.

The inhabitants of the City of Brunswick qualified to vote at any municipal election held therein shall on the first Tuesday in August, 1956, and in every fourth year thereafter, as